

**AN ORDINANCE AMENDING THE SANTA  
BARBARA COUNTY HEALTH CENTER BOARD**

ORDINANCE NO. \_\_\_\_\_

**WHEREAS**, Ordinance No. 09-4735 adopted December 1, 2009 established the Santa Barbara County Health Center Board; and

**WHEREAS**, the Santa Barbara County Public Health Department, through its Healthcare for the Homeless grant (Public Health Service Act-Sections 330(e) and 330(h)), has been designated as a Federally Qualified Health Center (FQHC) and thereby operates a network of public FQHC Health Care Centers; and

**WHEREAS**, in operating its Health Care Centers, the mission of the Public Health Department Primary Care & Family Health division is to serve as a “safety net” by providing access to quality healthcare for the homeless, uninsured and underinsured in Santa Barbara County; and

**WHEREAS**, the requirements of Sections 330(e) and 330(h) include the establishment of a Health Center Board with specific authority for overseeing operations of the Health Care Centers and Health Care for the Homeless Programs (Programs); and

**WHEREAS**, recent changes to the Health Resources and Services Administration regulations concerning Health Center Boards require amending the existing Ordinance No. 09-4735 codified at Chapter 2, Article XVII of the Santa Barbara County Code;

THE BOARD OF SUPERVISORS OF THE COUNTY OF SANTA BARBARA,  
STATE OF CALIFORNIA, ORDAINS AS FOLLOWS:

**Section 1.** Chapter 2, Article XVII of the Santa Barbara County  
Code is amended to read as follows:

SANTA BARBARA COUNTY HEALTH CENTER  
BOARD ORDINANCE

Sections:

- 2-106. Establishment and Purpose.
- 2-107. Membership and Appointment.
- 2-108. Co-applicant Agreement regarding Duties.
- 2-109. Meetings.
- 2-110. Compensation and Expenses.
- 2-111. Reserved.
- 2-112. Conflicts of Interest.
- 2-113. Reserved.

## 2-106. Establishment and Purpose.

There is hereby established in Santa Barbara County a body which shall be known as the Santa Barbara County Health Center Board ("HC Board"). The purpose of the HC Board is to act, in conjunction with the Board of Supervisors, as the governing board of the health care centers and of the healthcare for the homeless program operations (collectively "Programs") of the County of Santa Barbara ("County") which are designated as Federally Qualified Health Centers pursuant to 42 U.S.C. Section 254b(e) (Health Care Centers) and which are further described in applicable policies and policy notices by the U.S. Department of Health and Human Services, Health Resources and Services Administration ("HRSA) through its Bureau of Primary Health Care ("BPHC").

## 2-107. Membership and Appointment.

(a) The HC Board shall consist of no less than nine (9) but no more than twenty-five (25) members approved by the HC Board. All members of the HC Board shall be residents of Santa Barbara County and lawful citizens of the United States. No HC Board member shall be an employee of the Santa Barbara County Public Health Department, or a spouse or child, parent, brother or sister, or related by blood, marriage or adoption, to such an employee of the Santa Barbara County Public Health Department. However, a member may be an employee of the County. No members shall have a financial interest which would constitute a conflict of interest.

(1) Consumer Members. A majority, at least fifty-one percent (51%), of the HC Board members must be individuals who are served by the County Programs as their principal source of primary care and have used the Program's health services within the last two (2) years ("Consumer Members"). A legal guardian of a dependent child or adult, or a legal sponsor of an immigrant, may also be considered a Consumer Member for HC Board composition purposes. Consumer Members must live in the service area of the Programs and must be individuals who, taken collectively, reasonably represent the Programs' consumers in terms of demographic factors such as race, ethnicity, and gender. At least one consumer member has experienced homelessness or is an advocate that has expertise in working closely with people who are homeless.

(2) Community Members. The remaining HC Board members shall be representative of the general community served by the Programs, and shall be selected for their expertise in health care delivery, community affairs, local government, finance and banking, trade unions, and other commercial and industrial concerns, or social service agencies within the County of Santa Barbara. No more than one-half of such HC Board members may be individuals who derive more than ten percent (10%) of their annual income from the health care industry.

- (b) The composition of the HC Board following the expiration of current HC Board member terms shall be determined according to the Health Center Board Bylaws.

2-108. Co-Applicant Agreement regarding Duties.

- (a) A Co-Applicant Agreement shall be established between the HC Board and the Board of Supervisors delineating governance authority and responsibility of the HC Board vis-à-vis the Public Health Department's Programs. The Co-Applicant Agreement shall be in compliance with the U.S. Department of Health and Human Services Health Resources and Services Administration requirements for Federally Qualified Health Centers.
- (b) The Board of Supervisors shall maintain the authority to set general policy on fiscal and personnel matters pertaining to the Public Health Department's Programs, including financial management practices, labor relations and conditions of employment. The HC Board may not adopt any policy, employ any practice, or take any action which is inconsistent with, or which alters the scope of, the County Code, the Board of Supervisors' sovereign authority or any County policy regarding fiscal or personnel issues.

2-109. Meetings.

- (a) Meetings shall be held at least monthly, within the geographic area of the County. The Executive Director of the Public Health Department Programs shall attend all meetings of the HC Board.
- (b) All meetings of the HC Board, including, without limitation, regular, special, and adjourned meetings, shall be called, publicly noticed, held, and conducted in accordance with the provisions of the Ralph M. Brown Act (commencing with Section 54950 of the California Government Code).

2-110. Compensation and Expenses.

Members of the HC Board shall serve without compensation. Travel and meal expenses when traveling out of County on HC Board business shall be approved in advance by the HC Board and reimbursed in accordance with County policies on compensated travel expenses.

2-111. Reserved.

2-112. Conflicts of Interest.

HC Board members shall be subject to the same conflict of interest rules and reporting requirements which are applicable to the Board of Supervisors and otherwise required by law.

**Section 2 .** This ordinance shall take effect thirty (30) days after passage and it shall be published once, with the names of the members voting for and against the same, in the Santa Barbara News-Press, a newspaper of general circulation published in the County of Santa Barbara, State of California.

**PASSED, APPROVED AND ADOPTED** by the Board of Supervisors of the County of Santa Barbara, State of California, this \_\_\_\_\_ day of \_\_\_\_\_ by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

COUNTY OF SANTA BARBARA

ATTEST:  
MONA H. MIYASATO  
CLERK OF THE BOARD

\_\_\_\_\_  
Chair, Board of Supervisors

By: \_\_\_\_\_  
Deputy

Date: \_\_\_\_\_

APPROVED AS TO FORM:  
MICHAEL C. GHIZZONI  
COUNTY COUNSEL

APPROVED AS TO ACCOUNTING  
FORM:  
ROBERT W GEIS, CPA  
AUDITOR-CONTROLLER

By: \_\_\_\_\_  
Deputy County Counsel

By: \_\_\_\_\_  
Deputy